

Application No. 10/786,104

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DEC 13 2006  
Docket No.: 3273-0185P

REMARKS

This is in response to the Office Action that was mailed on May 30, 2006. Claims 1 and 5-7 remain pending in the application. Claim 1 is amended to explicitly recite that the compound of Formula (2) is not a phenol. While phenols were originally contemplated as possible embodiments of Formula (2) – and were explicitly mentioned as alternative to the alcohol embodiments of Formula (2) – in an Amendment filed on March 22, 2006, Applicants amended claim 1 to exclude phenols as a possible embodiment of Formula (2). In that Amendment, the “phenols” disclosed e.g. in the paragraph bridging pages 2-3 of the specification, were excluded by not being listed in claim 1 as a possible embodiment of Formula (2). The present amendment of claim 1 simply makes that exclusion of phenols explicit. It is noted, incidentally, that Examples 1-8 and 10-13 exemplify the presently claimed embodiments of the invention in which the compound represented by Formula (2) is not a phenol. Accordingly, no new matter is introduced by this Amendment, and no new issues are raised thereby. Entry of this Amendment, in order to place the application into condition for allowance or into better condition for appeal, is earnestly solicited.

Claims 1, 5, and 6 were rejected under 35 USC § 102 as being anticipated by WO 2004/013076 A1 (Boriack). Office Action, pages 2-3. Claim 7 was rejected under 35 USC § 103 as being unpatentable over Boriack. Office Action, page 4. The cited reference discloses (only) a reaction of phenol, to make an aryl allyl ether. The present claims do not include phenol reactants. Applicants respectfully submit that the claims in their present form are neither anticipated by nor obvious from the Boriack disclosure.

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Applicants wish to express their gratitude to Examiner Puttlitz for the courtesies extended to their representative, Richard Gallagher, during the course of a telephonic interview on December 12, 2006. During that interview, the Examiner kindly indicated that if the claims herein expressly excluded phenol, the rejection of record would not be maintained.

If there are any questions concerning this application, the Examiner is invited to contact Richard Gallagher, Registration No. 28,781, at (703) 205-8008.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. §§ 1.16 or 1.17; particularly, extension of time fees.

Dated: December 13, 2006

Respectfully submitted,

By

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